



Text Amendment Application

OFFICIAL USE ONLY
Case Number:
Date Filed:
Gate Keeper:
Amount Paid:

PB 22-17
10/27/22
C. [Signature]

Contact Information

APPLICANT:

Name: Currituck County Development Services Department
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Request

I, the undersigned, do hereby make application to change the Currituck County UDO as herein requested.

Amend Chapter(s) 4 Section(s) 4.3 as follows:

This proposed text amendment allows for food trucks to operate and locate on property that is not on the same lot as the principal restaurant.

Amend 4.3.1. to refer to specific standards for deviations from the general rules for accessory uses.

Add 4.3.3.W.(7)- "The vehicle does not have to be associated with a store front restaurant or be located on the same lot as an associated restaurant."

*Request may be attached on separate paper if needed.

Perfomer

[Signature]

10/21/2022

Date

Text Amendment Submittal Checklist

Staff will use the following checklist to determine the completeness of your application. Only complete applications will be accepted.

Text Amendment Submittal Checklist

Date Received: 10/22/2022

Project Name: Text Amendment- Food Trucks

Applicant/Property Owner: Currituck County Development Services Department

Text Amendment Submittal Checklist

1	Complete Text Amendment application	
2	Application fee (\$300)	
3	2 hard copies of ALL documents	
4	1 PDF digital copy of all documents (ex. Compact Disk – e-mail not acceptable)	

For Staff Only

Pre-application Conference

Pre-application Conference was held on October 11, 2022 and the following people were present:

Fall Retreat- Board of Commissioners, County Manager, County Attorney, County Clerk, Development Services Director, Assistant Planning Director

Comments

Amendment to Chapter 4 of the UDO- permitting and regulating Food Trucks

Summary: This proposed text amendment would continue to allow retail sales from a vehicle but would no longer require the food truck to be an accessory use to and located on the same lot as a principal use restaurant they represent.

4.3 ACCESSORY USE STANDARDS

4.3.1 Purpose

This section authorizes the establishment of accessory uses that are incidental and customarily subordinate to principal uses. The purpose of this section is to allow a broad range of accessory uses, so long as such uses are located on the same site as the principal use, unless otherwise stated in specific standards, and so long as they comply with the standards set forth in this section in order to reduce potentially adverse impacts on surrounding lands.

TABLE 4.3.2.E: TABLE OF COMMON ACCESSORY USES														
P = Permitted by-right			Z= Zoning Compliance Permit					U = Special Use Permit						
MP = Allowed with master plan					blank cell = Prohibited									
ACCESSORY USE TYPE	ZONING DISTRICT													ADDITIONAL REQ. (4.3.)
	RC	AG	SFM	SFO	SFR	SFI	MXR	GB	LB	CC	VC	LI	HI	
Retail Sales from a Vehicle		P					P	P	P	P	P	P		3.W

4.3.3 Specific Standards for Certain Accessory Uses

W. Retail Sales from a Vehicle

Retail sales of food or other products from a vehicle is permitted as an accessory use, provided:

- (1) The vehicle is located outside of the right-of-way;
- (2) The vehicle and any other appurtenances are removed each day after the completion of sales;
- (3) No permanent features are included as part of the use;
- (4) No signage or exterior lighting is used;
- (5) The location has sufficient space to accommodate vehicular parking and safe pedestrian movement; and
- (6) Any retail sales of food is subject to Albemarle Regional Health Services certification.
- (7) The vehicle does not have to be associated with a store front restaurant or be located on the same lot as an associated restaurant.